IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Craig W. Lindsley et al.

Serial No.

10/510,067

Filed: October 4, 2004

For: INHIBITORS OF AKT ACTIVITY

DEC 2 0 2004

Art Unit: To be determined

Examiner:

To be determined

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

Sir:

- 1. In compliance with 37 C.F.R. 1.97, submitted on the attached form herewith is a list of patents, publications or other information which are requested to be made of record in this application. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is "prior art" for this invention. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).
- 2. In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.
- 3. Applicants respectfully request that the Examiner initial the attached form after reviewing the pertinence of each reference.
- 4. Pursuant to 37 C.F.R. 1.98 (a)(2)(ii), copies of each cited U.S. patent and each U.S. patent application publication are not enclosed herewith.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

By Laphanie P. Ricardo Date 10-110-04

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INFORMATION DISCLOSURE STATEMENT

5. Pursuant to 37 C.F.R. 1.98(d), copies of references listed on the attached form that were submitted to or cited
by the Office in a related application upon which the instant application relies for an earlier filing date under 35 U.S.C. 120
are not enclosed. Related application(s) in which references were submitted to or cited by the Office are as follows:

	RELATED APPLICATION				
U. S. SERIAL NUMBER	FILING DATE	MERCK CASE			

If this is inconvenient, additional copies will be submitted upon requ	est.	
6. In accordance with 37 C.F.R. 1.97, (check one)		
the attached information is filed within three months of the filing	date of the captioned case.	
the attached information is filed more than three months after th Office Action on the merits.	e filing date but prior to the m	nailing of a first
the attached information is being filed more than three months a Office Action on the merits, but before the mailing date of a Fina authorization is therefore given to charge Deposit Account No. 1	Action or Notice of Allowan	ce. The enclosed
the undersigned certifies that each item of information contained cited in any communication from a foreign patent office in a coumonths prior to the filing of this Statement.		
the undersigned certifies that no item of information contained in a communication from a foreign patent office in a counterpart for person signing the certification after making reasonable inquiry, C.F.R. 1.56(c) more than three months prior to the filing of this section of the certification after making reasonable inquiry, C.F.R. 1.56(c) more than three months prior to the filing of this section.	eign application, and, to the was known to any individual	knowledge of the
	Respectfully submitted,	
	Mali	
	By: Matthew A. Leff	
	Attorney For App	licant(s)
	Reg. No. 50,149	
	MERCK & CO., INC.	
	Patent Dept., RY60-30 P.O. Box 2000	
	Rahway, N.J. 07065-090	7
	(732)594- <u>1404</u>	
	Date: December 16, 2004	1

Su	bstitute for form 1449A/PTO	ute for form 1449A/PTO			COMPLETE IF KNOWN			
INFORMATION DISCLOSURE		Application Number	10/510,067					
	AD A ADERNATE NATURALISM	' A D	DI ICANIT	Filing Date	October 4, 2004			
STATEMENT BY APPLICANT				First Named Inventor	Craig Lindsley			
			,	Group Art Unit	B DF 2 0 00			
	(use as many sheets	as n	ecessary)	Examiner Name	2004			
Sheet	1	of	2	Attorney Docket Number	21078YP			

	U.S. PATENT DOCUMENTS							
Examiner Initials*	Cite No.	U.S. Patent Document Kind Code (if known)		U.S. Patent Document Kind Name of Patentee or Applicant Number Code of Cited Document		Date of Publication of Cited Document MM-DD-YYYY		
		6 060 491		Pruitt et al.	05/09/2000			
		2002/0127214		Hemmings	09/12/2002			
		5 972 937		Gaster et al.	10/26/1999			
		5 932 580		Levitzki et al.	08/03/1999			
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	FOREIGN PATENT DOCUMENTS								
Examiner Cite Initials* No.		Office	Foreign Patent Docume Number	nt Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY			
		PCT	WO 96/23783	·	Smithkline Beecham, Plc.	08/08/1996			
		PCT	WO 01/91754		Peptor, Ltd.	12/06/2001			
		PCT	WO 99/42461		Warner-Lamber Company	06/26/1999			
		PCT	WO 97/22360		Medical Research Council	06/26/1997			
			-						

Examiner Signature		Date Considered	

^{*}Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609 Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Sui	Substitute for form 1449B/PTO				COMPLETE IF KNOWN
	NFORMATION	DIS	CLOSURE	Application Number	10/510,067
C	TATEMENT BY	, y D	DI ICANT	Filing Date	October 4, 2004
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			,	Group Art Unit	
	(use as many sheets	s as n	ecessary)	Examiner Name	
Sheet	2	of	2	Attorney Docket Number	21078YP

NON PATENT LITERATURE DOCUMENTS							
Examiner Initials*	Cite No.	Include name of the author, title, date, page(s), volume-issue number(s) and place of publication.					
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Examiner Signature		Date Considered	

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